Docket No: 2764P

DECLARATION AND POWER OF ATTORNEY

FOR FATE APPLICATION

Declaration Submitted with Initial Filing

As a below named inventor, I hereby declare that:

My residence/post office address and citizenship are as stated below next to my name;

■ Declaration Submitted after Initial Filing (surcharge 37 CFR 1.16(e) required)

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

# METHOD AND SYSTEM FOR EQUALIZATION IN A COMMUNICATIONS SYSTEM

the specification of which

- is attached hereto.
- was filed on February 6, 2004 as US Application Serial No. 10/773,610.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) specifically referred to above. I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

## Foreign Application(s) and/or Claim of Foreign Priority

I hereby claim foreign priority benefits under Title 35, United States Code Section 119 of any foreign application(s) for patent or inventor(s) certificate listed below and have also identified below any foreign application for patent or inventor(s) certificate having a filing date before that of the application on which priority is claimed:

| COUNTRY | APPLICATION NUMBER | DATE FILED | PRIORITY CLAIMED UNDER 35 U.S.C. 119 |     |
|---------|--------------------|------------|--------------------------------------|-----|
|         |                    |            | YES:                                 | NO: |
|         |                    |            | YES:                                 | NO: |

### **U.S. Priority Claim**

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| APPLICATION SERIAL NUMBER | FILING DATE | STATUS(patented/pending/abandoned) |
|---------------------------|-------------|------------------------------------|
|                           |             |                                    |
|                           |             |                                    |

#### **Provisional Application**

I hereby claim the benefit under Title 35, United States Code Section 119(e) of any United States provisional application(s) listed below:

| APPLICATION SERIAL NUMBER | FILING DATE      | STATUS(pending) |
|---------------------------|------------------|-----------------|
|                           |                  |                 |
| 60/445,713                | February 7, 2003 | Pending         |

Docket No: 2764P

# DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION (continued)

#### **POWER OF ATTORNEY:**

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) listed below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Joseph A. Sawyer, Jr., Reg. No. 30,801 Stephen G. Sullivan, Reg. No. 38,329 Joyce Tom, Reg. No. 48,681 Janyce R. Mitchell, Reg. No. 40,095 Michele Liu, Reg. No. 44,875 Michael E. Woods, Reg. No. 33,466

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Phone: (650) 493-4540 Facsimile: (650) 493-4549

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor:

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Post Office Address:

6-21-04

Date

Full Name of Inventor:

**Anand SHAH** 

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Post Office Address:

Same

Same

10-21-04

Date

Inventor's Signature

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|  | •  |   |   |   | Docket No: 2764P   |  |
|--|--|---|---|---|--|--|
| DECLARATION AND POWIFOR PATENT APPLICATION   | N. 1. 5  | RNEY  |   |   |  |  |
| □ Declaration Submitted with I ■ Declaration Submitted after   |  | harge 37 CFR  | l.16(e) req                                 | juired)   |  |  |
| As a below named inventor, I hereby de   | clare that:  |   | Street Levelt.                              |   |  |  |
| My residence/post office address and ci  | tizenship are as sta   | ted below next to   | my name;                                    | · · · · · · · · · · · · · · · · · · ·   |  |  |
| I believe I am the original, first and soft<br>are listed below) of the subject matter w   |  |   |   |   |  |  |
| METHOD AND SYST  | TEM FOR EQ   | U <b>ALIZATIO</b>   | N IN A (                                    | COMMUNICATIO  | ONS SYSTEM   |  |
| the specification of which   |  |   |   |   |  |  |
| is attached hereto.  | \  | •   |   |   |  |  |
| was filed on February 6, 2   | 004 as US Applica  | tion Serial No. <u>10</u>   | <u>0/773,610</u> .                          |   |  |  |
| I hereby state that I have reviewed and any amendment(s) specifically referred defined in 37 CFR 1.56, including for date of the prior application and the nat Foreign Application(s) and/or Claim I hereby claim foreign priority benefit inventor(s) certificate listed below and filing date before that of the application | to above. I acknot continuation-in-particular or PCT interror of Foreign Priorit ts under Title 35, have also identifi | whedge the duty rt applications, n ational filing dat  Y  United States ( ed below any fo | to disclose<br>naterial infi<br>e of the co | e all information which formation which becam ontinuation-in-part application in 119 of any foreign | is material to patentability as a vailable between the filing ication.  n application(s) for patent or |  |
| COUNTRY APPLICA  | APPLICATION NUMBER   |   | _ED   | PRIORITY CLAIM  | ED UNDER 35 U.S.C. 119   |  |
|  |  |   |   | YES: NO:  |  |  |
|  |  | <u> </u>  |   | YES:  | NO:  |  |
| U.S. Priority Claim I hereby claim the benefit under Title 3 the subject matter of each of the claims the first paragraph of Title 35, United S 37, Code of Federal Regulations, Section international filing date of this applications  | of this application<br>tates Code Section<br>on 1.56(a) which o  | is not disclosed 112, I acknowle  | in the prior<br>dge the du                  | r United States applicat<br>ty to disclose material   | tion in the manner provided by information as defined in Title   |  |
| APPLICATION SERIAL NUMBER  | FILING   | FILING DATE   |   | STATUS(patented/pending/abandoned)  |  |  |
|  |  |   |   |   |  |  |
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| Duradianal Anatication   |  |   |   | \   |  |  |
| Provisional Application  |  |   |   |   |  |  |
| I hereby claim the benefit under Title 3:  | 5, United States Co  | de Section 119(e  | e) of any U                                 | nited States provisiona   | I application(s) listed below:   |  |

Pending

February 7, 2003

60/445,713